

**ORDINANCE NO. D-2466-19**

**AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF CARMEL, INDIANA,  
AMENDING CHAPTER 8, ARTICLE 3, SECTION 8-17 OF THE CARMEL CITY CODE.**

**Synopsis: Ordinance clarifies the regulation of speed within school zones.**

**WHEREAS**, the City of Carmel (the “City”) has the power and authority, under Indiana Code Section 9-21-5-6, to regulate speed limits on a street or highway upon which a school is located; and

**WHEREAS**, the City Code Chapter 8, Article 3, Section 8-17, establishes speed limits for School Zones; and

**WHEREAS**, Common Council of the City of Carmel, Indiana, now finds that it is in the public interest to now amend City Code Chapter 8, Article 3, Section 8-17, so as to provide greater clarity concerning the City’s School Zones and the enforcement of speed limits for School Zones.

**NOW, THEREFORE, BE IT ORDAINED**, by the Common Council of the City of Carmel, Indiana, as follows:

Section 1. The foregoing Recitals are fully incorporated herein by this reference.

Section 2. The following subsections of Carmel City Code Section 8-17 are hereby amended and shall read as follows:

**§ 8-17 Twenty-five m.p.h. in Designated School Zones.**

(a) **For the purpose of this Section, the following definitions shall apply:**

**“School Zone” shall mean a roadway segment, located within the City’s corporate limits, where signs have been installed by the City of Carmel in accordance with Indiana Code Section 9-21-5-6, as the same may be amended from time to time.**

(b) The speed limit for all motor vehicular traffic within a ~~designated s~~School ~~z~~Zones shall be 25 miles per hour from 7:00 a.m. to 7:00 p.m. on school days.

(c) **The Carmel Board of Public Works and Safety (“BPW”) is authorized to determine the placement and location of all School Zone signs in the City’s corporate limits. Accordingly, requests for the City to install or remove signs under Indiana Code Section 9-21-5-6, as the same may be amended from time to time, shall be made to the BPW for its review and approval.**

48           Section 3.     All prior ordinances or parts thereof inconsistent with any provision of this Ordinance  
49 are hereby repealed, to the extent of such inconsistency only, as of the effective date of this Ordinance, such  
50 repeal to have prospective effect only. However, the repeal or amendment by this Ordinance of any other  
51 ordinance does not affect any rights or liabilities accrued, penalties incurred or proceedings begun prior to  
52 the effective date of this Ordinance. Those rights, liabilities and proceedings are continued and penalties  
53 shall be imposed and enforced under such repealed or amended ordinance as if this Ordinance had not been  
54 adopted.

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56           Section 4.     If any portion of this Ordinance is for any reason declared to be invalid by a court of  
57 competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance  
58 so long as enforcement of same can be given the same effect.

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60           Section 5.     This Ordinance shall be in full force and effect from and after the date of its passage  
61 and signing by the Mayor and such publication as required by law.

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95 **PASSED** by the Common Council of the City of Carmel, Indiana, this \_\_\_\_ day of \_\_\_\_\_, 2019,  
96 by a vote of \_\_\_\_ ayes and \_\_\_\_ nays.  
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98 **COMMON COUNCIL FOR THE CITY OF CARMEL**

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Jeff Worrell, President

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Anthony Green

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Laura D. Campbell, Vice-President

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H. Bruce Kimball

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Ronald E. Carter

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Kevin D. Rider

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Sue Finkam

ATTEST:

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Christine S. Pauley, Clerk-Treasurer

Presented by me to the Mayor of the City of Carmel, Indiana this \_\_\_\_ day of  
\_\_\_\_\_ 2019, at \_\_\_\_\_ .M.

\_\_\_\_\_  
Christine S. Pauley, Clerk-Treasurer

Approved by me, Mayor of the City of Carmel, Indiana, this \_\_\_\_ day of  
\_\_\_\_\_ 2019, at \_\_\_\_\_ .M.

\_\_\_\_\_  
James Brainard, Mayor

ATTEST:

\_\_\_\_\_  
Christine S. Pauley, Clerk-Treasurer

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This Ordinance was prepared by Benjamin J. Legge, Assistant Corporation Counsel, on 5/9/19 at 9:15 a.m. It may have been subsequently revised. However, no subsequent revision to this Ordinance has been reviewed by Mr. Legge for legal sufficiency or otherwise.